

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
ST. JOSEPH DIVISION**

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VetBridge Product Development Subsidiary I (NM-OMP),  
LLC, a Missouri limited liability company,

Plaintiff,

v.

NewMarket Pharmaceuticals, LLC, a Delaware limited  
liability company,

Defendant,

Civil Action No. 5:18-cv-  
06147-BCW

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NewMarket Pharmaceuticals, LLC, a Delaware limited  
liability company,

Third Party Plaintiff,

v.

VetPharm, INC., a New York corporation;

Third Party Defendant.

**NOTICE OF DISMISSAL WITHOUT PREJUDICE  
AND REQUEST FOR ENTRY OF ORDER OF DISMISSAL**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Third-Party Plaintiff NewMarket Pharmaceuticals, LLC (“NewMarket”) requests dismissal without prejudice of the Third-Party Complaint remaining in this action against Defendant VetPharm, Inc. (“VetPharm”), with each party to bear its own costs and fees. VetPharm has not yet answered or filed a motion for summary determination. NewMarket has not dismissed any claims in this action in any other jurisdictions. Thus, dismissal without prejudice is proper under Fed. R. Civ. P. 41(a)(1)(A)(i). A

proposed order of dismissal without prejudice is submitted concurrently herewith. Plaintiff requests that it be entered by the Court.

Dated: June 4, 2019

NEWMARKET PHARAMCEUTICALS,  
LLC, Plaintiff,

/s/ Robert M. Pollaro

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 4th day of June, 2019, the foregoing was filed with the Court via the CM/ECF system, and served on the following via electronic mail:

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